

1 Martha G. Bronitsky
Chapter 13 Standing Trustee
2 Po Box 5004
3 Hayward,CA 94540
4

5 UNITED STATES BANKRUPTCY COURT
6 NORTHERN DISTRICT OF CALIFORNIA
7 OAKLAND DIVISION

8 In re

Steven Anthony Spolar

Chapter 13 Case No. 16-40482-RLE13

9
10 debtor(s)

11 **Trustee's Motion and Declaration to**
12 **Dismiss or Convert Proceedings for Case Deficiencies and Notice Thereon**

13 TO DEBTOR(S) AND DEBTOR(S)' ATTORNEY OF RECORD:

14 Martha G. Bronitsky, Chapter 13 Standing Trustee, hereby moves the court for an Order Dismissing
15 or converting this case for cause pursuant to 11 U.S.C. §1307(c) based on unreasonable delay that it is
16 prejudicial to creditors: Failure to file chapter 13 plan.

17 The delay is unreasonable because the Debtor(s) is aware or should have been aware of these
18 requirements and the Trustee has previously requested these requirements be fulfilled.

19 Furthermore, the delay is prejudicial to creditors because disbursements cannot be made and
20 there is an automatic stay preventing collection efforts that would otherwise be available.

21 NOTICE IS HEREBY GIVEN that debtor or the attorney of record may request a hearing in
22 writing stating specific grounds for objecting to the dismissal or conversion of these proceedings to the
23 court and served on the trustee no later than twenty-one (21) days from the date of service of this motion.
24 Trustee will then schedule a hearing date and notice debtor and the attorney of record of said hearing
25 date.

26 I declare under penalty of perjury that the foregoing is true and correct.

27 Date: March 11, 2016

/s/ Martha G. Bronitsky

28 Signature of Martha G. Bronitsky

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that I have served a copy of the within and foregoing document on the debtor (s), counsel for debtor (s), and if applicable, the creditor, creditor representatives and the registered agent for the creditor by depositing it in the United States mail with first class postage attached thereto.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Steven Anthony Spolar
25700 University Court #107
Hayward, CA 94542

Geoffrey Wiggs Atty
1900 S Norfolk St #350
San Mateo, CA 94403

(Debtor(s))

(Counsel for Debtor)

Date: March 11, 2016

/s/ Martha Ivania Silva

Martha Ivania Silva